IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

BAD DATE, THE 0TH *BAD DATE* 0 /

Bail Appl..No. 3248 of 2007()

CRIME NO.217.07 OF NADAPURAM POLICE STATION

: ACCUSED 4 & 5:

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1. ABDUL GAFOOR, S/O.KUNHAMMED,
   THILEPPADIYIL HOUSE,
   KARTHIKAPALLY P.O., VADAKARA TALUK.

2. SOOPY HAJI, PERILAMKALATH HOUSE,
   ORKKATTERI.P.O.,
   VADAKARA TALUK.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT & STATE:

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1. THE SUB INSPECTOR OF POLICE, NADAPURAM
   POLICE STATION.

2. STATE REPRESENTED BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3248 OF 2007 A

Dated this the 1st day of June, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners, who are the brother-in-law and uncle-in-law of Sareena, the complainant, seek anticipatory bail. Petitioners are accused Nos.4 and 5 in Crime No.217/07 of Nadapuram Police Station for offences punishable under Secs.406, 420, 498A and 316 I.P.C. The marriage between Sareena and the first accused in the case was on 18.7.1999.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

a. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

c. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. Petitioners shall not commit any offence while on bail.

e. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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